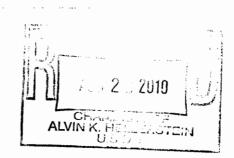
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UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

IN RE: WORLD TRADE CENTER LOWER MANHATTAN DISASTER SITE LITIGATION

21 MC 102 (AKH)

IN RE: COMBINED WORLD TRADE CENTER AND LOWER MANHATTAN DISASTER SITE LITIGATION

21 MC 103 (AKH)

THIS DOCUMENT APPLIES TO ALL IN RE WORLD TRADE CENTER LOWER MANHATTAN DISASTER SITE LITIGATION AND IN RE COMBINED WORLD TRADE CENTER AND LOWER MANHATTAN DISASTER SITE LITIGATION

STIPULATION

IT IS HEREBY STIPULATED AND AGREED, by and between the attorneys for the undersigned, that with respect to the actions listed in "Schedule A" attached hereto, that whereas no party herein is an infant, incompetent person for whom a committee has been appointed or conservatee and no person not a party has an interest in the subject matter of the action, and based on the representation of the within Defendant, and to the extent Plaintiff(s) can so stipulate, that each claim, cross-claim and counter-claim asserted by and against Defendant Pinnacle Environmental Corp., only as to the claims being made as to the premises identified in the First Amended Master Complaint and individual check-off complaints as 140 West Street, New York, NY 10007, shall be and are hereby discontinued without prejudice and without costs as to any party against the other;

IT IS FURTHER STIPULATED AND AGREED that upon amending the Amended Master Complaint and Amended Form Check-Off Complaint, Plaintiffs will remove all

references to Defendant Pinnacle Environmental Corp. with regard to 140 West Street, New York, NY 10007.

IT IS FURTHER STIPULATED AND AGREED that should evidence be discovered throughout this litigation which determines that claims can properly be brought against Defendant Pinnacle Environmental Corp. with respect to 140 West Street, New York, NY 10007 and that Defendant Pinnacle Environmental Corp. therefore is a proper entity to this suit, that Plaintiff(s) may reinstitute the actions listed in "Schedule A" attached hereto; without regard to the applicable Statute of Limitations, assuming said original action was timely commenced, and in such instance Defendant shall not assert Statute of Limitation as a defense.

This Stipulation may be filed without notice with the Clerk of the Court.

Dated: New York, New York August 25, 2010 WORBY GRONER EDELMAN & NAPOLI

BERN, LLP

By:

CHRISTOPHER R. LOPALO (CL 6466)

350 Fifth Avenue, Suite 7413 New York, NY 10118 (212) 267-3700

Dated: New York, New York August 26, 2010

PATTON BOGGS LLP

By:

IAMES E. TYRRELL, JR. (J

1185 Avenue of the Americas

New York, NY 10036 (646) 557-5100

SO ORDERED:

HONORABLE ALVIN HELLERSTEIN

UNITED STATES DISTRICT COURT JUDGE

SOUTHERN DISTRICT OF NEW YORK

	Plaintiffs	Case No.
1	Abarca, Yasmin	07cv01551
2	Acosta, Byron	07cv01552
3	Agostini, Emmanual	05cv10391
4	Agudelo, Gladys	07cv04446
	Alfaro Lobo, Miguel	08cv02557
6	Ali, Enrique	07cv01554
7	Alloggio, Anthony	07cv04240
	Alvarez, Maria E.	05cv10135
9	Alvarracin, Jose	06cv14459
10	Andrade, Alberto	07cv01456
11	Andrusyshyn, George	06cv11622
12	Antiaris, John	06cv09964
13	Arbelaez, Ignacio	08cv02561
	Arias, Gloria	08cv04931
15	Arichabala, Jhonson	05cv08685
16	Aristizabal, Dagoberto	07cv01458
17	Arrieta, Enrique	07cv01459
18	Arrigo, Daniel	07cv05402
19	Arruda, Betsy	06cv13787
20	Asmal, Carlos G.	07cv01462
21	Astudillo, Freddy	07cv01463
22	Astudillo, Wilmer	07cv01561
23	Atehortua, Martha	08cv02565
24	Atiencia, Marcelo	07cv01562
25	Auditore, Frank	07cv08974
26	Austin, Daniel C.	06cv10542
27	Avila, Angel	07cv00060
28	Avila, Cesar	07cv01563
29	Avila, Derlim	08cv02237
30	Avila, Mauricio	08cv02566
31	Avila, Nolberto	07cv01564
32	Avila, Richard	07cv11018
33	Azcarate, Rosa	06cv14477
34	Azubike, Victor	07cv09058
	Bailey, Jason	06cv07346
36	Baksh, Reyaad	07cv09943
	Balaguer, Hector	06cv08995
_	Balarezo, Jose	07cv01468
39	Ballerini, Richard	05cv06460

-	Banda, Ivan	06cv14483
41	Banda, Miguel	06cv13790
	Banda, Nestor	06cv14484
43	Barcco-Wong, Stalin	07cv04293
44	Barriga, Mercedes	08cv02567
45	Barroso, Hector	07cv04452
46	Bastidas, Ramiro	07cv08278
47	Bedell, Scott	06cv07941
48	Benavidez, Vincente	06cv07913
49	Benbow, Joseph	07cv04747
50	Benitez, Luis	06cv13799
51	Bermeo, Luis	08cv02568
52	Berrezueta, Luis	08cv02570
53	Berrones, George	07cv01471
54	Betancourt, Hector	07cv04453
55	Blandino, Charles	06cv08980
56	Bocchichio, Frank	06cv09270
57	Braverman, Eric	08cv02576
58	Bravo, Jorge	06cv11955
59	Brenseke, Richard	07cv04324
60	Bruno, Thomas	05cv01747
61	Bugge, Kenny	06cv01099
	Bunay, Flor	08cv02577
	Bustamante, Charles	07cv00520
64	Cabrera, Hugo	08cv02579
65	Cabrera, Kleber	08cv02580
66	Cabrera, Marbin	08cv02581
67	Cabrera, Oswaldo	07cv05551
68	Cabrera, Wilson	07cv01474
69	Caiza, Martha	07cv01475
70	Calero, Ivan	06cv01650
71	Calle, Elva	08cv02584
72	Calle, Wilson	07cv01578
73	Camino, Francisco	07cv01476
74	Campoverde, Angel	07cv01477
75	Cantos, Ana Patricia	05cv01272
76	Cantres, William	06cv13821
77	Carchi, Mauricio	08cv02586
78	Carlin, Dennis	07cv09957
79	Carlisi, Michael	06cv02819

80	Carpio, Fausto	07cv11019
81	Carrasco, Hernan	08cv02589
82	Carroll, Neil	08cv00635
83	Carson, Ronald	06cv07366
84	Carville, Scott	07cv05340
85	Castillo, Antonio	09cv03449
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87	Castillo, Nancy	08cv02593
88	Castillo, Silvia	05cv01718
89	Castro, Emil	06cv10272
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93	Chaca, Wilson	07cv01583
94	Chalen, Horacio	08cv02598
95	Chavez, Edizon	07cv01585
96	Chiarello, Nick	06cv12720
97	Chique, Manuel	08cv02600
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100	Cintron, Yolanda	06cv05631
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103	Coello, Asdrubal	07cv01484
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105	Colucci, Christopher	06cv14564
	Comerford, John	07cv04351
107	Conforme, Freddy	07cv05552
108	Contessa, David	06cv08751
109	Conway, Thomas	09cv02808
110	Cordova, Hector	07cv01595
111	Coronel, Jose	07cv01487
112	Corr, Howard	06cv08360
	Corrales, Elena	07cv01596
<b>—</b>	Cortes, Francisco	06cv11647
	Cortez, Zoila	07cv05344
	Cronin, James	08cv00653
	Cruz, Efren	08cv02603
	Culcay, Rosa	07cv05346
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125	Davila, Wilmar	08cv02604
126	Davis, Jimmie	06cv08373
127	Davis, Pyron	07cv05270
128	DeLaCruz, Elsa	07cv01490
129	Delorbe, Luciano	06cv12731
130	Deluca, Joseph	06cv14596
	Dias, Fernando	06cv08223
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133	Diaz, Ramiro	07cv05349
134	Dimino, Anthony	06cv12736
135	Dipalo, John	06cv11552
136	Dolan, Patrick	06cv07398
137	Dolce, Frank	07cv01491
138	Dominguez, David	06cv11656
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141	Dominguez, Tailor	08cv02266
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143	Dowling, John J.	06cv09038
144	Doyle, Edward	06cv13880
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147	Duchitanga, Angel	07cv01492
148	Duchitanga, Manuel	07cv05287
149	Duran, Ana	07cv01493
150	Dutan, Lucila	06cv14623
151	Dybus, Tomasz	08cv02322
152	Dyer, Carl	06cv08764
153	Easterling, Willie	06cv09542
154	Encalada, Cirilo	07cv04465
155	Encalada, Jorge	05cv10737
156	Encalada, Marco	07cv01494
157	Engelbrecht, Mark	07cv08274
	Eramo, Joseph	06cv14632
159	Espinoza, Carlos	08cv02615

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-	Fairweather, Robert	07cv05408
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165	Ferraro, Kenneth	06cv12062
166	Finnerty, Tom	06cv06770
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168	Francis, Charles	07cv01611
169	Frazier, Nathanial	06cv12074
170	Fuentes, Lazaro	07cv10151
171	Fuertes, Manuel	07cv01496
172	Galiano, Cruz	08cv02622
	Gallegos, Walter	07cv04467
174	Gallo, Juan	06cv14670
175	Gandurski, Wieslaw	08cv02240
176	Garces, Jesus	07cv01615
177	Garces, Segundo	07cv01498
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179	Garcia, Isabel	07cv08281
180	Garcia, Jorge	07cv05291
181	Garcia, Ladislao	08cv02269
182	Garcia, Luis	07cv01501
183	Garcia, Luis	07cv01502
184	Garcia, Sonia	07cv05358
185	Garcia, Viviana	06cv14671
186	Gavidia, Blanca	07cv04468
187	Geneus, Manus	06cv12091
188	Gibson, Michael	06cv14681
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196	Granata, Joseph	06cv12688
197	Graziano, Anthony	06cv14694
198	Greco, Chris	06cv12752
199	Gualpa, Rosa	07cv04472

200	Guevara, Julio	07cv05555
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208	Harmon, Chris	06cv13938
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216	Hernando, Avenia	07cv04473
217	Herrera, Leonardo	06cv12139
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219	Hovell, Richard	05cv01645
220	Hutter, Kenneth	07cv01626
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222	Inga, Luis	07cv04474
223	Irwin, Thomas	08cv02637
224	Isabel, Maritza	07cv01522
225	Jara, Marina	07cv04477
226	Jaramillo, Jonas	06cv14746
227	Jaramillo, Manuel	09cv03458
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288	Mazlymian, Juan	07cv01658
289	Mazur, Antoni	07cv01659
290	McBean, Derrick	07cv10804
291	McCann, James	06cv14847
292	McDermott, Sean	06cv14854
293	McKenna, Brian	06cv14032
294	McLoughlin, Jim	07cv04424
295	McNair, Michael	08cv02328
296	McNulty, William	06cv07490
297	Medina, Diego	08cv02290
298	Mendez, Edgar	05cv01180
299	Mendez, Juan	08cv02291
300	Mendoza, Gustavo	07cv04494
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302	Michalopoulos, Damon	06cv07495
303	Misaico, Ubaldo	07cv04495
304	Mogg, Bruce	07cv00785
305	Molloy, Frank	07cv05368
306	Montenegro, Otto	06cv06018
307	Monzant, Angel	07cv05369
308	Moran, Luis	08cv02243
309	Moran, Wilson	06cv12341
310	Moreno, Sandra	06cv14901
311	Morgan, Lawrence	06cv11824
312	Morietti, John	06cv14904
313	Moroclloo-Andrade, Simon	08cv02663
314	Moscato, Salvatore	08cv01403
315	Mosquera, Linder	06cv13702
316	Moya, Joe	06cv14909
317	Mulhern, Richard	04cv09081
318	Naranjo, (Angel) Gonzalo	07cv01671
319	Naula, Segundo	08cv02672

320 Nicola, Jose 07cv05372 321 Nicola, Jose 07cv05372 322 Nieto, Rodolfo 08cv02674 323 Niskanen, David 06cv12377 324 Nunez, Carlos 08cv02676 325 Ocampo, Janneth 07cv01673 326 Ocampo, Orlando 05cv09161 327 O'Neal, Alexander 06cv066798 328 O'Neal, Michael 06cv11828 329 Orellana, Aurellio 07cv01674 330 Orellana, Edgar 07cv05398 331 Orozco, Rafael 08cv02678 332 Ortega, Edgar 08cv02678 333 Ortega, Mariana 05cv01765 334 Ortega, Sandra 07cv01675 335 Ortiz, Rosa 07cv01676 336 Ortiz, Wilson 07cv01676 337 Osorio, Alicia 08cv02300 338 Ozoria, Jaime 08cv02679 339 Pachay, Maximo 05cv09041 340 Paciorkowski, Wojciech 08cv04940 341 Palaguachi, Rosa 07cv01680 342 Palomino, Camilo 07cv01680 343 Parra, Leydi 08cv02681 344 Papalardo, Philip 08cv06639 345 Parra, Leydi 08cv02681 346 Pasqua, Paul 05cv01268 347 Pastuizaca, Zoila 07cv01511 350 Pena, Luis 07cv08284 351 Perez, Jacqueline 07cv08284 352 Pierot, Clifford 08cv04948 353 Perer, Clifford 08cv04948 355 Pierot, Clifford 08cv04948 355 Pinos, Luis 08cv02689	320 Nevins, Timothy C.	08cv02330
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324         Nunez, Carlos         08cv02676           325         Ocampo, Janneth         07cv01673           326         Ocampo, Orlando         05cv09161           327         O'Neal, Alexander         06cv06798           328         O'Neal, Michael         06cv11828           329         Orellana, Aurellio         07cv01674           330         Orellana, Edgar         07cv05398           331         Orozco, Rafael         08cv02299           332         Ortega, Edgar         08cv02678           333         Ortega, Mariana         05cv01765           334         Ortega, Sandra         07cv01675           335         Ortiz, Rosa         07cv01676           336         Ortiz, Wilson         07cv01677           337         Osorio, Alicia         08cv02300           338         Ozoria, Jaime         08cv02679           339         Pachay, Maximo         05cv09041           340         Paciorkowski, Wojciech         08cv02679           339         Pachay, Maximo         05cv09041           340         Paciorkowski, Wojciech         08cv04940           341         Palaguachi, Rosa         07cv01680           342 <td< td=""><td></td><td></td></td<>		
325 Ocampo, Janneth 07cv01673 326 Ocampo, Orlando 05cv09161 327 O'Neal, Alexander 06cv06798 328 O'Neal, Michael 06cv11828 329 Orellana, Aurellio 07cv01674 330 Orellana, Edgar 07cv05398 331 Orozco, Rafael 08cv02299 332 Ortega, Edgar 08cv02299 332 Ortega, Edgar 07cv01675 333 Ortega, Mariana 05cv01765 334 Ortega, Sandra 07cv01675 335 Ortiz, Rosa 07cv01676 336 Ortiz, Wilson 07cv01677 337 Osorio, Alicia 08cv02300 338 Ozoria, Jaime 08cv02679 339 Pachay, Maximo 05cv09041 340 Paciorkowski, Wojciech 08cv04940 341 Palaguachi, Rosa 07cv01680 342 Palomino, Camilo 07cv04504 343 Pangallo, Frank 06cv14071 344 Pappalardo, Philip 08cv06639 345 Parra, Leydi 08cv02681 346 Pasqua, Paul 05cv01268 347 Pastuizaca, Zoila 07cv05308 348 Paternostro, Mike 06cv10669 349 Paucar, Reina 07cv01512 353 Pepe, Robert 06cv12802 354 Perez, Jacqueline 07cv08204 355 Peierrot, Clifford 08cv04948 357 Pigott, John 06cv14970 358 Pineda, Freddy 05cv01349		
326         Ocampo, Orlando         05cv09161           327         O'Neal, Alexander         06cv06798           328         O'Neal, Michael         06cv11828           329         Orellana, Aurellio         07cv01674           330         Orellana, Edgar         07cv05398           331         Orozco, Rafael         08cv02299           332         Ortega, Edgar         08cv02678           333         Ortega, Mariana         05cv01765           334         Ortega, Sandra         07cv01675           335         Ortiz, Rosa         07cv01676           336         Ortiz, Wilson         07cv01677           337         Osorio, Alicia         08cv02300           338         Ozoria, Jaime         08cv02679           339         Pachay, Maximo         05cv09041           340         Paciorkowski, Wojciech         08cv04940           341         Palaguachi, Rosa         07cv01680           342         Palomino, Camilo         07cv04504           343         Pangallo, Frank         06cv14071           344         Pappalardo, Philip         08cv06639           345         Parra, Leydi         08cv01268           347         Pa		
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473	Toral, Carlos	06cv06233
	Torres, Aida	08cv02309
475	Torres, Javier	08cv02725
	Torres, Miguel	07cv04519
477	Trivino, William	08cv02726
478	Uzhca, Manuel	08cv02312
479	Vaccarella, John	06cv09737

480	Valdez, Wilson	07cv01541
	Valdiulezo-Nieto, Aida	06cv11534
$\overline{}$	Vales, Vincent	06cv09236
$\overline{}$	Vanessa, Ballesteros	08cv04932
	Varela, Gabriel	09cv02812
	Vasquez, Camilo	08cv02313
-	Vazquez, Robert	08cv05852
_	Velasquez, Fredy	06cv11141
-	Velasquez, Jose	07cv05432
	Velez, Lucrecia	07cv05325
	Velez, Nelson	08cv02732
	Vergara, Viviana	06cv15116
	Villacres, Antonio	06cv02286
	Villafuerte, Walter	08cv02250
$\overline{}$	Vitiello, Andrew	06cv09244
	Vivar, David	07cv05390
-	Vivar, Jose	08cv02318
	Vivar, Luis	07cv04523
⊢—	Vivar, Rosa	06cv00997
	Volpe, Peter	05cv01679
_	Voss, Jason	06cv08701
501	Walsh, Kevin	06cv12608
502	Waniurski, Robert	07cv04524
	Weeks, Ronald	06cv15135
504	Whittle, Frank	06cv07576
505	Wibren, Robert	06cv12618
506	Wierzbicki, Włodzimierz	07cv01727
507	Wragg, Clarence	06cv08125
	Wright, Richard A.	07cv05434
509	Yamasqui, Armando	07cv05328
510	Yamasqui, Cristobal	07cv01548
511	Yamasqui, Matilde	08cv02739
512	Yarczower, Dennis	06cv15149
513	Yumbla, Alcibar	07cv01729
514	Yumbla, Luis	06cv13166
515	Zambrana, Ramon	08cv02320
516	Zamora, Bolivar	08cv02740
517	Zelaya, Jorge	07cv01730
518	Zenteno, Lawrence	07cv01731
519	Ziegelmeier, William	05cv04217

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520	Zolfo, Vincent	06cv12843
521	Zuniga, Victor	08cv02743